

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

NORTHEAST CONTROLS, INC.; and
ST. PAUL MERCURY INSURANCE
COMPANY,

Plaintiffs

No. 1:06-CV-00412 (SLR)

V.

FISHER CONTROLS INTERNATIONAL, LLC,

Defendant

PLAINTIFFS' MOTION FOR ENTRY OF MONEY JUDGMENT

Plaintiffs Northeast Controls, Inc. and St. Paul Mercury Insurance Company, by and through their counsel, Marshall, Dennehey, Warner, Coleman & Goggin, hereby move this Honorable Court for entry of money judgment and in support thereof aver as follows:

1. This Honorable Court granted Plaintiffs' Motion of Summary Judgment on January 18, 2008.
2. Judgment was entered in favor of the plaintiffs on January 23, 2008.
3. Damages sought by the plaintiffs, Northeast Controls, Inc. and St. Paul Mercury Insurance Company were set forth in the Motion for Summary Judgment and were not contested by Defendant Fisher Controls International, LLC in its opposition.
4. The damage award should also include prejudgment interest.
5. The Court is also requested to award attorneys' fees and costs incurred in this action to enforce plaintiffs' right to indemnity.

6. Accordingly, Plaintiffs respectfully request an entry of judgment in the amount of \$1,652,248.20.

MARSHALL, DENNEHEY, WARNER,
COLEMAN & GOGGIN

BY: /s/ Thomas P. Wagner
Thomas P. Wagner, Esquire
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Attorneys for Plaintiffs

BY: /s/ Joseph Scott Shannon
JOSEPH SCOTT SHANNON, ESQ.
DE ID #
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Wilmington, DE 19899-8888
Attorneys for Plaintiffs

Dated: January 29, 2008

IN THE UNITED STATES DISTRICT COURT

IN AND FOR THE DISTRICT OF DELAWARE

NORTHEAST CONTROLS, Inc.; and)	
ST. PAUL MERCURY INSURANCE COMPANY,)	
)	
Plaintiffs,)	Civ. A. No. 06-412-SLR
)	
v.)	
)	
FISHER CONTROLS INTERNATIONAL, LLC,)	
)	
Defendant.)	

CERTIFICATION OF COUNSEL PURSUANT TO L.R. 7.1.1

Thomas P. Wagner, Esquire, hereby certifies pursuant to L.R. 7.1.1 that a reasonable effort has been made to reach agreement with the opposing party on the matters set forth in the attached Motion for Entry of Money Judgment, and no agreement has been reached.

MARSHALL, DENNEHEY, WARNER,
COLEMAN & GOGGIN

BY: /s/ Thomas P. Wagner
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*Counsel for Northeast Controls, Inc., and
St. Paul Mercury Insurance Co.*

Dated: January 29, 2008

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

NORTHEAST CONTROLS, INC.; and)	
ST. PAUL MERCURY INSURANCE)	
COMPANY,)	
)	
Plaintiffs)	No. 1:06-CV-00412 (SLR)
)	
v.)	
)	
FISHER CONTROLS INTERNATIONAL, LLC,)	
)	
Defendant)	

ORDER

AND NOW, this _____ day of _____, 2008 having heard the Motion for Entry of Money Judgment of Plaintiffs Northeast Controls, Inc. and St. Paul Mercury Insurance Company and any opposition thereto, IT IS HEREBY ORDERED that Plaintiffs' Motion is GRANTED and the Clerk is directed to enter judgment for the plaintiffs in the amount of \$1,625,248.20.

Honorable Sue L. Robinson

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

NORTHEAST CONTROLS, INC.	:	CIVIL ACTION – LAW
and	:	
ST. PAUL MERCURY INSURANCE COMPANY	:	
	:	
	:	
v.	:	
	:	
	:	
FISHER CONTROLS INTERNATIONAL, LLC	:	NO. 1:06-CV-00412 (SLR)

CERTIFICATE OF SERVICE

Joseph Scott Shannon, Esquire, hereby certifies that on January 29, 2008, he caused a true and correct copy of Plaintiffs' Motion for Entry of Money Judgment, and its Opening Brief in Support of Plaintiffs' Motion for Entry of Money Judgment, and Appendix A to be served upon the following by electronic filing and mail:

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/s/ Joseph Scott Shannon
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